

Chicago Title Insurance Company

TIAA Appl. # 1N210
TIAA Mtge. # 00036170697069661

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
97 OCT 11 11:14 AM '97 4138

MORRIS W. CARTER
RECORDER

**INDIANA RELEASE OF MORTGAGES,
RELEASE OF ASSIGNMENTS OF LESSOR'S INTEREST IN LEASE(S)
AND RELEASE OF ADDITIONAL DOCUMENT**

A. FOR VALUE RECEIVED, the undersigned hereby **RELEASES** the following mortgages (the "Mortgages"):

1. Consolidation, Extension and Modification Agreement between Gary Joint Venture, Mortgagor, and Teachers Insurance and Annuity Association of America, as Mortgagee, Dated June 24, 1991 and recorded June 28, 1991, in the Recorder's Office of Lake County, Indiana, as Document No. 91032357, which Consolidation, Extension and Modification Agreement consolidated, extended and modified the following:

(a) Mortgage dated June 18, 1973 and recorded July 10, 1973, as Document No. 210412, and assigned December 24, 1974, as Document No. 282053; First Supplement to Mortgage recorded February 25, 1975, as Document No. 289799; Partial Release and Second Supplement to Mortgage recorded August 16, 1977, as Document No. 423322; Third Supplement to Mortgage recorded October 25, 1977, as Document No. 435491; Fourth Supplement to Mortgage recorded March 27, 1979, as Document No. 521607; and

(b) Mortgage dated June 27, 1985 and recorded June 27, 1985, as Document No. 809052.

2. Mortgage and Security Agreement dated June 24, 1991 and recorded June 28, 1991, as Document No. 91032359, made by Gary Joint Venture, an Ohio general partnership, to Teachers Insurance and Annuity Association of America, a New York corporation, to secure one Promissory Note in the amount of \$50,245,764.66, payable as therein provided and the covenants, conditions and agreement therein contained.

The undersigned hereby acknowledge that the indebtedness secured by the Mortgages has been paid and satisfied in full.

B. FOR VALUE RECEIVED, the undersigned hereby **RELEASES** all of its interest in and to the following documents (the "Assignment Documents"):

1. Assignment of Lessor's interest in Lease recorded July 10, 1973 as Document No. 210413 in favor of Cleveland Trust Company and further assigned to Teachers Insurance and Annuity Association of America, recorded on December 24, 1974 as Document No. 282054;

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2. Assignment of Lessor's interest in Lease recorded on December 24, 1974 as Document No. 282055 to Teachers Insurance and Annuity Association of America;
3. Assignment of Lessor's interest in Lease recorded June 5, 1975 as Document No. 302254 to Teachers Insurance and Annuity Association of America;
4. Assignment of Lessor's interest in Lease recorded March 27, 1979 as Document No. 521608 to Teachers Insurance and Annuity Association of America;
5. Assignment of Lessor's interest in Lease recorded December 1, 1975 as Document No. 327813 to Teachers Insurance and Annuity Association of America;
6. Assignment of Lessor's interest in Lease recorded June 27, 1985 as Document No. 809053 to Teachers Insurance and Annuity Association of America; and
7. Assignment of Lessor's interest in Leases recorded June 28, 1991, as Document No. 91032360, made by Gary Joint Venture, to Teachers Insurance and Annuity Association of America.

C. FOR VALUE RECEIVED, the undersigned hereby RELEASES all of its interest in and to the following document (the "Additional Document"):

1. Security for the aggregate indebtedness in the amount of \$29,754,235.34, as evidenced and consolidated by the Consolidated Note Agreement dated June 24, 1991, by and between Gary Joint Venture and Teachers Insurance and Annuity Association of America, as indicated in Document No. 91032358, recorded July 28, 1991.

IN WITNESS WHEREOF, Teachers Insurance and Annuity Association of America has caused these presents to be executed, and its corporate seal to be affixed hereto, by its _____, this 7th day of OCTOBER, 1997.

TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA, a New York corporation

By: *Marita K. Hornby* *ms*

Name: MARITA K. HORNBY
DIRECTOR

Title: _____

By: *Richard C. Coppola* *ms*

Name: RICHARD C. COPPOLA

Title: *Director and*
Asst Secretary

